

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.4713 OF 2004

Shri Namdeo Ganpat More & Ors. : Petitioners

V/s.

State of Maharashtra & Ors. : Respondents

...

Mr.P.J. Pawar for the petitioners.

Mrs.M.P.Thakur, Asstt. Govt. Pleader for respondent

Nos.1a to 1c, 2, 3 & 5.

...

**CORAM : F.I. REBELLO &
DR.D.Y.CHANDRACHUD, JJ.**

DATE : February 1, 2006.

P.C.

1. The petitioners as members of Nandanvan Backward Class Co-operative Housing Society Ltd. have moved this Court. The challenge in the petition, amongst others, is to exh.'L'. The petitioners are not persons affected by the said order. It is pointed out that those persons have already filed a suit.

2. The Managing Committee of the society has also not approached this Court either aggrieved by the order dated 3.11.1999 or any other order. In these circumstances, we do not think it appropriate that the

petitioners herein could invoke the extraordinary jurisdiction of this Court. If, according to them, the Managing Committee is not discharging its duties, it will be open to them to move the Registrar under the provisions of the Maharashtra Co-operative Societies Act, 1960.

3. We, therefore, decline to exercise the extraordinary jurisdiction. Hence, the petition is dismissed.

F.I. REBELLO, J.

DR.D.Y.CHANDRACHUD, J.